

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF HAWAII

SPORTS SHINKO CO., LTD., a
Japanese corporation,

Plaintiff,

vs.

QK HOTEL, LLC, a Hawai'i limited
liability company; et al.,

Defendants,

and

FRANKLIN K. MUKAI,

Third-Party Plaintiff,

vs.

SPORTS SHINKO (USA) CO., LTD., a
Delaware corporation; et al.,

Third-Party Defendants,

and

SPORTS SHINKO (HAWAII) CO.,
LTD., a Hawai'i corporation; et al.,

Third-Party Defendants /
Counterclaimants,

vs.

QK HOTEL, LLC, a Hawai'i limited
liability company; et al.,

CV 04-00124 ACK-BMK

CONSOLIDATED CASES

**REPRESENTATION
STATEMENT**

Third-Party Counterclaim
Defendants.

SPORTS SHINKO (USA) CO., LTD., a
Delaware corporation,

Plaintiff,

vs.

PUKALANI GOLF CLUB, LLC, a
Hawai'i limited liability company; et al.,

Defendants,

and

FRANKLIN K. MUKAI,

Third-Party Plaintiff,

vs.

SPORTS SHINKO CO., LTD., a
Japanese corporation; et al.,

Third-Party Defendants,

and

SPORTS SHINKO CO., LTD., a
Japanese corporation; et al.,

Third-Party Defendants /
Counterclaimants,

vs.

PUKALANI GOLF CLUB, LLC, a
Hawai'i limited liability company; et al.,

Third-Party Counterclaim
Defendants.

SPORTS SHINKO (USA) CO., LTD.,
a Delaware corporation,

Plaintiff,

vs.

KIAHUNA GOLF CLUB, LLC, a
Hawai'i limited liability company; et
al.,

Defendants,

and

FRANKLIN K. MUKAI,

Third-Party Plaintiff,

vs.

SPORTS SHINKO CO., LTD., a
Japanese corporation; et al.,

Third-Party Defendants,

and

SPORTS SHINKO (HAWAII) CO.,
LTD., a Hawai'i corporation; et al.,

Third-Party Defendants /
Counterclaimants,

CV 04-00126 ACK-BMK

vs.

KIAHUNA GOLF CLUB, LLC, a Hawaii limited liability company; et al.,

Third-Party Counterclaim Defendants.

SPORTS SHINKO CO., LTD., a Japanese corporation,

Plaintiff,

vs.

OR HOTEL, LLC, a Hawai'i limited liability company; et al.,

Defendants,

and

FRANKLIN K. MUKAI,

Third-Party Plaintiff,

vs.

SPORTS SHINKO (USA) CO., LTD., a Delaware corporation; et al.,

Third-Party Defendants,

and

SPORTS SHINKO (HAWAII) CO., LTD., a Hawai'i corporation; et al.,

CV 04-00127 ACK-BMK

Third-Party Defendants /
Counterclaimants,
vs.

OR HOTEL, LLC, a Hawai'i limited
liability company; et al.,

Third-Party Counterclaim
Defendants.

SPORTS SHINKO (USA) CO., LTD., a
Delaware corporation,

Plaintiff,

vs.

MILILANI GOLF CLUB, LLC, a
Hawai'i limited liability company; et al.,

Defendants,

and

FRANKLIN K. MUKAI,

Third-Party Plaintiff,

vs.

SPORTS SHINKO CO., LTD., a
Japanese corporation; et al.,

Third-Party Defendants,

and

SPORTS SHINKO (HAWAII) CO.,
LTD., a Hawai'i corporation; et al.,

CV 04-00128 ACK-BMK

Third-Party Defendants /
Counterclaimants,

vs.

MILILANI GOLF CLUB, LLC, a
Hawai'i limited liability company; et al.,

Third-Party Counterclaim
Defendants.

REPRESENTATION STATEMENT

Pursuant to Federal Rule of Appellate Procedure 12(b) and Ninth Circuit Rule 3-2, the parties to the "Order Denying Motion to Expunge Lis Pendens" appealed from and the names, addresses, telephone numbers, facsimile numbers, and e-mail addresses of their respective attorneys are as follows:¹

PAUL ALSTON, ESQ. (palston@ahfi.com)
GLENN T. MELCHINGER, ESQ. (gtm@ahfi.com)
Alston Hunt Floyd & Ing
American Savings Bank Tower
1001 Bishop Street, 18th Floor
Honolulu, Hawaii 96813
Telephone: (808) 524-1800
Facsimile: (808) 524-4591
Attorneys for Plaintiff, Third-Party Defendants, and
the SS Companies
Sports Shinko Co., Ltd.,
Sports Shinko (USA) Co., Ltd.

¹ As reflected in the caption above, five (5) cases have been consolidated in the United States District Court for the District of Hawaii for certain purposes. The parties identified in boldface type are those particular parties to "Certain KG Defendants' Motion to Expunge Notice of Pendency of Action, Filed on February 20, 2004", filed in Civil No. 04-00125, which is the subject of this appeal. For purposes of completeness, however, the names of all parties in the cases and their respective counsel are provided.

Sports Shinko (Hawaii) Co., Ltd.,
Sports Shinko (Mililani) Co., Ltd.,
Sports Shinko (Kauai) Co., Ltd.,
Sports Shinko (Pukalani) Co., Ltd.,
Sports Shinko Resort Hotel Corporation,
Sports Shinko (Waikiki), Corporation
Ocean Resort Hotel Corporation

WILLIAM A. BORDNER, ESQ. (bbordner@bmbe-law.com)
Burke McPheeters Bordner & Estes
Pacific Guardian Center, Mauka Tower
737 Bishop Street, Suite 3100
Honolulu, Hawaii 96813
Telephone: (808) 523-9833
Facsimile: (808) 528-1656

Attorney for Franklin K. Mukai

WARREN PRICE III, ESQ. (wprice@pohlhawaii.com)
ROBERT A. MARKS, ESQ. (ram@pohlhawaii.com)
Price Okamoto Himeno & Lum
707 Richards Street, Suite 728
Honolulu, Hawaii 96813
Telephone: (808) 538-1113
Facscimile: (808) 533-0549

- and -

SIMON KLEVANSKY, ESQ. (sklevansky@ggik.com)
ALIKA L. PIPER, ESQ. (apiper@ggik.com)
CARISA LIMA KA'ALA HEE, ESQ. (kaalahee@ggik.com)
Gelber, Gelber, Ingersoll & Klevansky
Suite 1400, Fort Street Tower
745 Fort Street
Honolulu, Hawaii 96813
Telephone: (808) 524-0155
Facsimile: (808) 531-6963

Attorneys for Defendants
Kiahuna Golf Club, LLC,
KG Kauai Development, LLC,
Pukalani Golf Club, LLC,
KG Maui Development, LLC,
Mililani Golf Club, LLC,
QK Hotel, LLC, OR Hotel, LLC,
and **KG Holdings, LLC**

DATED: Honolulu, Hawaii, October 27, 2006.

PRICE OKAMOTO HIMENO & LUM

By: 
Warren Price III
Robert A. Marks

- and -

GELBER, GELBER, INGERSOLL &
KLEVANSKY, A LAW CORPORATION
Simon Klevansky
Alika L. Piper
Carisa Lima Ka'ala Hee

Attorneys for Defendants
KIAHUNA GOLF CLUB, LLC,
KG KAUAI DEVELOPMENT, LLC,
PUKALANI GOLF CLUB, LLC,
KG MAUI DEVELOPMENT, LLC,
MILILANI GOLF CLUB, LLC,
QK HOTEL, LLC, OR HOTEL, LLC,
AND KG HOLDINGS, LLC

REPRESENTATION STATEMENT

Sports Shinko Co., Ltd., v. QK Hotel, LLC, et al., Civil No. CV04-00124 ACK/BMK, etc. (Consolidated Cases), United States District Court, District of Hawaii